

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NO. 00-6273-CR-HUCK

UNITED STATES OF AMERICA,

*Plaintiff.*

vs.

ARIEL HERNANDEZ, et al.,

*Defendant.*

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SOUTHERN DISTRICT COURT  
FLORIDA

**NOTICE OF PENDING DEFENSE MOTIONS  
FILED BY ARIEL HERNANDEZ**

THE DEFENDANT, **ARIEL HERNANDEZ**, by and through the undersigned counsel, hereby notifies all parties that the following motions which have been filed on his behalf remain pending:

1. Motion for Disclosure of Rule 404 Evidence and Memorandum of Law
2. Motion for a Pre-trial James Hearing and in the Alternative to Adhere to the Preferred Order of Proof and Memorandum of Law
3. Request to Disclose Expert Testimony<sup>1</sup>
4. Defendant's Motion for Discovery and Suppression of Co-conspirator's Statements and Incorporated Memorandum of Law
5. Request for Specific Brady Material and Memorandum of Law and for Immediate Disclosure
6. Second Motion to Adopt Pleadings

**NON-COMPLIANCE OF S.D. Fla. L.R. S.H.A.  
[Signature]**

<sup>1</sup> Magistrate Judge Brown has entered a Report and Recommendation on this Motion, however, the District Court has not yet entered its Order.

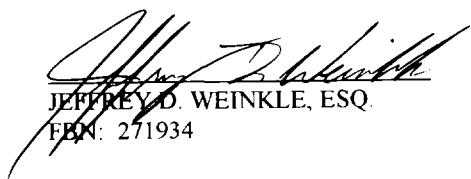
*[Signature]*

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7. Motion to Expand Time to File Additional Motions<sup>2</sup>
8. Supplement to Motion to Expand Time to File Additional Motions
9. Motion to Sever the Trial of All Co-defendants or in the Alternative Motion in Limine to Preclude Introduction of Statements Made by Co-defendants after Ariel Hernandez Was No Longer a Member of the Conspiracy
10. Motion to Sever Counts 17 and 18 and To Strike Allegations of the Murder of Jeannette Smith
11. Motion to Suppress Confessions, Admissions and Statements
12. Motion to Suppress Intercepted Wire Communications
13. Motion to Strike Government's Discovery Response for Failure to Provide True and Accurate Copies of Intercepted Wire Communications and to Order Production of "Line Sheets"

WHEREFORE, the Defendant respectfully moves this Honorable Court to enter its Order

Respectfully submitted,



JEFFREY D. WEINKLE, ESQ.  
FBI: 271934

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<sup>2</sup> This Motion, as well as that listed in paragraph 8, address additional motions anticipated to be filed upon receipt of further discovery.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed/delivered this  
19th day of April, 2001, to: UNITED STATES ATTORNEY'S OFFICE, AUSA Jeffrey  
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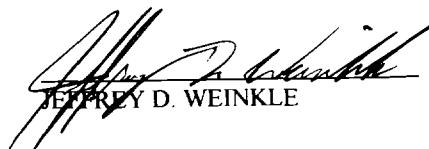
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